IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

MONDAY, THE 12TH NOVEMBER 2007 / 21ST KARTHIKA 1929

LA.App. No. 313 of 2002

LAR.87/1998 of PRINCIPAL SUB COURT, NORTH PARAVUR
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APPELLANT/ RESPONDENT:

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT. K.R. DEEPA.

RESPONDENTS/CLAIMANTS:
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1. **VELAYUDHAN, S/O. AYYAPPAN,**
   PADINJARE MYALIL, AVANAMCODE.

2. **KOCHI INTERNATIONAL AIRPORT SOCIETY,**
   ANGAMALY, ERNAKULAM.

BY ADV. SRI.N.N.SUGUNAPALAN, SC, KIAS LTD.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 12/11/2007 ALONG WITH L.A.A. 1786/2002, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. NOs. 313 & 1786 OF 2002

Dated this the 12th day of November, 2007.

J U D G M E N T

Kurian Joseph, J.

These are appeals filed by the State aggrieved by the fixation of land value by the reference court. Acquisition is for the purpose of Kochi International Airport, Nedumbassery.

2. The reference court fixed the land value at 45%. It is seen that in similar matters, this Court in L.A.A Nos. 412/2001 and 290/2003 has sustained the land value by granting enhancement at the rate of 45% over the value fixed by the Land Acquisition Officer.

Accordingly, the appeals filed by the State are dismissed, however clarifying that in case the claimants have not been granted statutory benefits including interest on solatium, they shall be granted the same.

KURIAN JOSEPH
JUDGE

HARUN-UL-RASHID
JUDGE

smp

KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.

L.A.A. NOs. 313 & 1786
OF 2002

J U D G M E N T

12.11.2007